


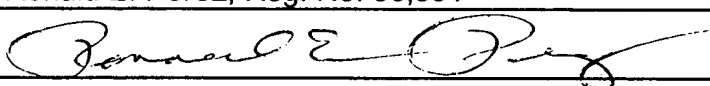
3161

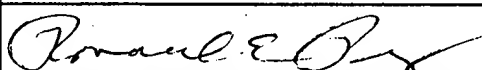
PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/307,511 ✓	
	Filing Date	05/07/1999	
	First Named Inventor	G. Bourdon	
	Group Art Unit	4934	
	Examiner Name	D. Erez	
Total Number of Pages in This Submission		Attorney Docket Number	PBLMD-51494

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Return postcard
Remarks		 <b>24201</b> PATENT TRADEMARK OFFICE

BEST AVAILABLE COPY

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Fulwider Patton Lee & Utecht, LLP Ronald E. Perez, Reg. No. 36,891
Signature	
Date	02/28/2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 02/28/2002			
Typed or printed name	Ronald E. Perez, Reg. No. 36,891		
Signature		Date	02/28/2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



#16  
B. Webb  
4/16/02

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor: Guy Bourdon

Serial No.: 09/307,511

Filed: May 7, 1999

For: PRESSURE-CONTROLLED  
BREATHING AID

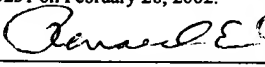
Date: February 28, 2002

Group Art Unit: 3761

Examiner: Erezo, Darwin P

Certificate of Mailing Under 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on February 28, 2002.

  
Ronald E. Perez, Reg. No. 36,891

RECEIVED  
APR 01 2002  
TC 3761  
RON P

RESPONSE

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This paper is responsive to the Office action dated November 29, 2001. Applicant respectfully requests reconsideration of the application.

REMARKS

Claims 16-25 were pending and examined in the November 29, 2001 Office action. No claims have been canceled or amended in this Response. Thus, claims 16-25 are now pending in this application. Applicant respectfully requests reconsideration of this application.

Examiner has rejected claims 16-19, 21, 22 and 24 under 35 U.S.C. § 103(a) as being unpatentable over Izumi (4,635,631) in view of Chopin et al. (5,129,390). To establish a *prima facie* case of obviousness, there must be some suggestion or motivation to combine reference teachings. See M.P.E.P. § 2143.01. Applicant respectfully submits that at the time of the

BEST AVAILABLE COPY